

HOUSE BILL 929

By Butt

AN ACT to amend Tennessee Code Annotated, Title 4 and Title 9, relative to rules promulgated pursuant to the Uniform Administrative Procedures Act.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 4-5-402(a), is amended by deleting the subsection in its entirety and substituting instead the following:

(a)

(1) Prior to initiating the rulemaking process as described in §§ 4-5-202(a)(2) and 4-5-203(a), all agencies shall notify any requesting small businesses and the general public of the proposed rule in accordance with subdivisions (a)(2) and (a)(3) and conduct a review of whether the proposed rule affects small businesses in accordance with subsection (b).

(2) Any small business may request that an agency submit electronic notification of any proposal by the agency to adopt, amend, or repeal a rule impacting the small business. If a small business provides information to the agency evidencing the fact that it will be negatively impacted by a proposed rule, the agency shall prepare and submit to the government operations committees of the house of representatives and the senate the information provided by the affected small business.

(3) An agency must also:

(A) Publish the text of the proposed rule on its website;

(B) Solicit and receive suggestions and supporting information from Tennessee citizens concerning a proposed rule that may be burdensome; and

(C) Review and systematically evaluate such suggestions and supporting information.

(4) An agency shall maintain an online capability to solicit and receive suggestions and supporting information pursuant to subdivision (a)(3).

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.